

# TYPE II REVIEW/OPTIONAL SEPA AND LIKELY DETERMINATION OF NON-SIGNIFICANCE

(Form DS1303)



## NOTICE OF DEVELOPMENT REVIEW APPLICATION (Type II) AND LIKELY SEPA DNS

The Clark County Department of Community Development has received an application for development review, as described below. This application is subject to public notice and administrative review (no public hearing) conducted pursuant to Clark County Code (CCC) Chapter 40.500, and other applicable laws as listed below. The County, as SEPA lead agency, expects to issue a **Determination of Non-Significance (DNS)**.

**Project Name:** **BINNS SITE PLAN**

**Case Number:** **PSR2004-00039; SEP2004-00109; ARC2004-00014**

**Location:** 134<sup>th</sup> Street and Tenny Road

**Request:** The applicant is requesting site plan approval for construction of a 12,700 square foot industrial building for welding and other tenant space on an approximate .9-acre parcel. The property is located in the ML zone district.

**Applicant:** Harb Engineering, Inc.  
Attn: Gus Harb  
900 Washington Street, Suite 825  
Vancouver, WA 98660  
(360) 695-6520; (360) 695-8124 FAX  
E-mail: [gus@harbengineering.com](mailto:gus@harbengineering.com)

**Contact Person:** Same as applicant

**Property Owner:** Monica and William Binns  
15613 NW 11<sup>th</sup> Avenue  
Vancouver, WA 98685  
(360) 576-0929

Your response to this notice may be your only opportunity to comment on the environmental impacts of this proposal. However, the proposal may already include impact mitigation measures in conformance with adopted development standards and applicable laws noted below. In addition, the development review process may result in mitigation measures being incorporated or required as a condition of approval. A copy of the combined Development Review/SEPA Checklist Review Staff Report and SEPA Threshold Determination, when completed, will be available for viewing at the Customer Service Center, 1300 Franklin Street, Vancouver, and may be obtained upon request.

A SEPA threshold determination is required by state law and Clark County Code (CCC), Section 40.570.040. Based on a review of the submitted application materials, the County expects to issue a Determination of Non-Significance (DNS) for the proposal pursuant to the "optional DNS process" allowed by state law and CCC 40.570.040(D).

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**Staff Contact:** Richard Daviau ext. 4895

**Neighborhood Contact:** North Salmon Creek  
Hank Rolfs  
14406 NE 5<sup>th</sup> Ct  
Vancouver, WA 98685  
360-258-7236  
h.rolfs@comcast.net

**Legal Description of Property:** Lot 7 of Tenny Acres (117896-260) located in the Northwest quarter of Section 26, Township 3 North, Range 1 East of the Willamette Meridian

**Plan/Zone Designation:** ML

**Approval Standards/Applicable Law:**

Clark County Code Sections: 40.230.080 (Industrial Districts), 40.320 (Landscaping & Screening), 40.340 (Parking & Loading), 40.350 (Transportation & Circulation), 40.360 (Solid Waste & Recycling), 40.370 (Sewer & Water), 40.380 (Stormwater & Erosion Control), 40.500 (Procedures), 40.510.020 (Type II Process), and 40.520.040 (Site Plan Review), 40.570 (SEPA), and 40.610 & 40.620 (Impact Fees)

**Application & Fully Complete Date:**

Application Filed: July 8, 2004  
Fully Complete: July 29, 2004

**SEPA Options:**

As lead agency under the State Environmental Policy Act (SEPA) Rules [Chapter 197-11, Washington Administrative Code (WAC)], Clark County must determine if there are

possible significant adverse environmental impacts associated with this proposal. The options include the following:

- **DS = Determination of Significance** (The impacts cannot be mitigated through conditions of approval and, therefore, requiring the preparation of an Environmental Impact Statement (EIS);
- **MDNS = Mitigated Determination of Non-Significance** (The impacts can be mitigated through conditions of approval), or;
- **DNS = Determination of Non-Significance** (The impacts can be addressed by applying the County Code).

### **Timelines/Process:**

Decisions on Type II Applications are made within 78 calendar days of the Fully Complete date (noted above), unless placed on hold for the submittal of additional information. Information regarding this application can be obtained by contacting Richard Daviau, at (360) 397-2375, Ext. 4895, or the Public Service Center, Development Services Division, 1300 Franklin Street, Vancouver, Washington. Office hours are from 8:00-5:00 p.m., Monday through Friday.

Note: If an accurate mailing address for those submitting comment is not included, they will not qualify as a "Party of Record" and, therefore, will not have standing to appeal the decision.

### **Appeals:**

Appeals of the SEPA threshold determination must be made in writing and accompanied by a **\$186** appeal fee, within fourteen (14) calendar days of the issuance of the threshold determination. NOTE: This notice does NOT constitute a threshold determination. It is only the notice of a potential determination that will be made after the comment period expires.

Appeal procedures for SEPA decisions can vary according to the type of decision being reached. Please contact the Community Development Department with questions about appeals.

### **Public Comment:**

The public is encouraged to comment on this proposal. Comments received by the closing date noted below will be considered in the final SEPA threshold determination and development review staff report. This notice is intended to inform potentially interested parties about the application and invite written comments regarding any concerns.

No additional comment period will be provided, unless probable significant environmental impacts are identified during the review process that would require additional study or special mitigation.

Anyone who submits comments to the County in response to this notice will be considered a party of record and will be mailed a copy of that staff report and determination.

Please address your comments to:

**Attn: Richard Daviau  
Public Service Center  
Department of Community Development  
1300 Franklin Street  
P.O. Box 9810  
Vancouver, WA 98666-9810  
Phone: (360) 397-2375; Fax: (360) 397-2011  
Web Page at: <http://www.clark.wa.gov>**

**Or contact [Richard.daviau@clark.wa.gov](mailto:Richard.daviau@clark.wa.gov)**

**Date of this Notice: August 11, 2004**

<p><b><u>Closing Date for Public Comments:</u></b> <b>August 25, 2004</b></p>
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***(This notice is being provided to agencies with jurisdiction, including the Department of Ecology, affected tribes, and local agencies whose services would be impacted by implementation of this proposal.)***

**Attachments:**

- Copy of Vicinity Map
- Copy of Proposed Preliminary Plan